

STATE PROCUREMENT OFFICE
NOTICE OF REQUEST TO AMEND AN EXEMPTION
FROM HRS CHAPTER 103D CONTRACT

STATE PROCUREMENT OFFICE
STATE OF HAWAII

TO: Chief Procurement Officer

FROM: DBEDT/High Technology Development Corporation
Name of Requesting Department

Pursuant to HRS §103D-102(b)(4) and HAR section 3-120-5(d), the Department requests to amend an exempt contract as follows:

1. SPO-007, Exemption Reference (PE) Number: 11-026-D

2. Vendor/Contractor/Service Provider Name: Various

3. Describe the goods, services, or construction:

Development and maintenance of advanced technologies applying proprietary alternative energy technologies. BACKGROUND: HCATT has been working with a consortium of vendors, chosen by the Air Force, to execute renewable energy contracts that have previously received exemption from HRS Chapter 103D. Now that these projects have demonstrated advanced capabilities that no other technology provider can offer, HCATT has been approached by the National Park Service and the University of Hawaii to build and maintain more of these vehicles to demonstrate their suitability beyond the initial military application. The vendors that have developed advanced-renewable-energy technologies for HCATT are the sole source providers for these technologies. This amended exemption is strictly for the services HCATT has developed thru its consortium of partners, and only when multiple vendors are not available to provide the service.

4. Explain in detail what is being amended:

The funding and terms for these demonstration projects has expanded. Both the amount of funding and the source of funding available have increased. The National Park Service continues to seek services from HCATT and has ordered two additional hybrid vehicles for the Hawaii Volcanoes National Park. The Hawaii Natural Energy Institute has also ordered a hybrid vehicle that is identical to the shuttle bus built for the Air Force. 1. These funding authorities are part of a larger community of organizations that have mandates to either demonstrate new technologies or reduce energy consumption. This form amends the previous exemption, 11-026-D, and allows multiple sources of funding, beyond the Cooperative Agreement with the Air Force. 2. This amendment allows an increase in funding \$ amount to \$40,000,000. 3. The term of Contract for these demonstration projects has expanded. In order to fulfill the orders by the National Park Service and HNEI, the term of contracts will expire in 2016.

5. Amended contract price for this request: \$ 40,000,000

6. Explain in detail why the amendment(s) are necessary:

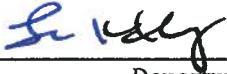
1. The original exemption was for the Cooperative Agreement between the High Technology development Corp (HTDC) and the Air Force alone. No other funding authorities were listed. This amendment will allow organizations, not already listed as a funding source, to hire the HTDC to procure the advanced technology already being developed for the Air Force.
2. The original exemption was for \$20M. The additional orders for these advanced technologies will surpass the original exemption amount within 2013 to \$21M. Future amounts include a \$13M supplement from the Air Force expected in September of 2014 and a \$3M contract for services from the Department of Energy in early 2014. This amendment will allow additional contracts with these same vendors. No change to the Scope of Work will be negotiated. 3. Since the scope of work for these contracts ends in 2016, an amended term of contract is also requested. The term of contracts expires Dec 31 2016.

7. Identify the primary responsible staff person(s) conducting and managing this procurement. Appropriate delegated procurement authority and completion of mandatory training required.)

*Point of contact (Place asterisk after name of person to contact for additional information.)

Name	Division/Agency	Phone Number	Email address
Edward Russell*	HTDC/DBEDT	8085940100	edward@HTDC.org
Len Higashi	HTDC/DBEDT	808539-3601	len@htdc.org

**All requirements/approvals and internal controls for this expenditure is the responsibility of the department.
I certify that the information provided is to the best of my knowledge, true and correct.**



Department Head Signature

AUG 30 2013

Date

For Chief Procurement Officer Use Only

Date Notice Posted: **9-4-13**

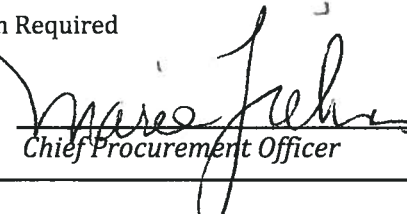
Submit written objection to this notice to issue a sole source contract within seven calendar days or as otherwise allowed from date notice posted to:

state.procurement.office@hawaii.gov

Chief Procurement Officer (CPO) Comments:

Approval granted with the understanding that executed contracts will continue to be awarded pursuant to the guidelines established in the Cooperative Agreement with Air Force and DBEDT. Approved extension period is 1/1/14 to 12/13/16 and increase the exemption for the various contracts by \$40,000,000 by two funding sources, Hawaii Natural Energy Institute and the National Park Service. This approval is for the solicitation process only, HRS section 103D-310(c) and HAR section 3-122-112, shall apply and award is required to be posted on the Awards Reporting System.

☒ Approved ☐ Disapproved ☐ No Action Required

Acting

Chief Procurement Officer

11/5/13
Date